HIGH COURT OF CHHATTISGARH, BILASPUR

W.P. (S) No.4485/2007

PETITIONER

Ratan Singh Uikey, Aged about 59 years, S/o Durguram, Occupation – Service (Forester, South Kondagaon Division, Makadi Range, Radhana, Circle), R/o Premnagar Kondagaon, Post and Thesil Kondagaon, District Bastar (C.G.)

Versus

RESPONDENTS

1. State of Chhattisgarh Through its Secretary, Department of Forest, D.K.S. Bhawan, Raipur (C.G.)
2. Conservator of Forest, Kanker Circle, Kanker (C.G.).
3. Divisional Forest Officer, South Kondagaon Division, Kondagaon, District Bastar (C.G.)

Appearance:

Shri Vinay Pandey, Counsel for the petitioner.
Shri Ajay Dwivedi, Panel Lawyer for the State on advance copy.

ORAL ORDER
(06.08.2007)

SUNIL KUMAR SINHA, J.

Heard.

Learned counsel for the petitioner submits that earlier the petitioner has challenged the order of proposed retirement in W.P. (S) No.3181/2007, in which, though the petition was dismissed, as withdrawn, vide order dated 12th June 2007, but there was a direction of this Court to respondent No.2 to consider and decide the representation dated 6.3.2007 in accordance with law on its own merit, within a period of 6 weeks from the date of receipt of the said order. He submits that thereafter, the copy of the order was produced before the concerned authority on 14.6.2007, but they have not decided the representation till date and in the meanwhile, the superannuation of the petitioner has already been effected.

However, after arguing for sometime , learned counsel for the petitioner seeks to withdraw this petition with a liberty to avail appropriate remedy, if the representation is not decided in time.

The prayer is allowed.

The petition is dismissed, as withdrawn, with the aforesaid liberty granted in favour of the petitioner.

Sd/-
Sunil Kumar Sinha
Judge

Jhyna